

THE CORPORATION OF THE MUNICIPALITY OF ARRAN-ELDERSLIE

BY-LAW NO. 09-2023

BEING A BY-LAW TO AUTHORIZE THE EXECUTION OF A RETAINER OF SERVICES FROM AIRD & BERLIS LLP AS THE INTEGRITY COMMISSIONER FOR THE MUNICIPALITY OF ARRAN-ELDERSLIE

WHEREAS Section 223.3 of the *Municipal Act, 2001*, S.O. 2001, c.25 authorizes the Corporation of the Municipality of Arran-Elderslie (the "Municipality") to appoint an Integrity Commissioner who performs functions with respect to the application of the Code of Conduct for Members of Council and Local Boards, the *Municipal Conflict of Interest Act*, R.S.O. 1990, c. M.50 and other procedures, rules or policies governing their ethical behavior; and

WHEREAS Section 223.3 of the *Municipal Act, 2001* authorizes the Municipality to appoint an Integrity Commissioner who reports to Council and who is responsible for performing in an independent manner the functions assigned by the Municipality with respect to any or all of the following:

- a) The application of the Code of Conduct for Members of Council and the Code of Conduct for Members of local boards ("Members").
- b) The application of any procedures, rules and policies of the Municipality and its local boards governing the ethical behaviour of Members;
- c) The applications of Sections 5, 5.1 and 5.2 of the *Municipal Conflict of Interest Act*, to Members;
- d) Requests from Members for advice respecting their obligations under the Code of Conduct applicable to the Member;
- e) Requests from Members for advice respecting their obligations under a procedure, rule, or policy of the Municipality or the local board, as the case may be, governing the ethical behaviour of Members;
- f) Requests from Members for advice respecting their obligations under the *Municipal Conflict of Interest Act* and
- g) The provision of educational information to Members, the Municipality, and the public about the Municipality's Code of Conduct and about the *Municipal Conflict of Interest Act*.

WHEREAS The Municipality is satisfied, based on the information provided and representations made to the Municipality by Aird & Berlis LLP, that the law firm Aird & Berlis LLP has the skills and ability to meet the requirements to provide the aforementioned functions.

NOW THEREFORE COUNCIL OF THE CORPORATION OF THE MUNICIPALITY OF ARRAN-ELDERSLIE HEREBY ENACTS AS FOLLOWS:

1. That the Corporation of the Municipality of Arran-Elderslie hereby enters into an agreement with Aird & Berlis LLP for the purposes of appointing an Integrity Commissioner for the Municipality of Arran-Elderslie to perform all of the functions set out in subsection 223.3 (1) of the *Municipal Act, 2001*

for the term commencing on February 13, 2023 and concluding on December 31, 2026..

- 2. THAT this Council does hereby authorize the Clerk to execute the Retainer of Services from Aird and Berlis LLP for Integrity Commissioner Services.
- 3. That By-law 54-2022 is hereby rescinded in its entirety.
- 4. That this By-law shall come into force and take effect upon receiving the final passing thereof.

READ a FIRST and SECOND time this 13th day of February, 2023.

READ a THIRD time and finally passed this 13th day of February, 2023.

Steve Hammell, Mayor

Christine Fraser-McDonald, Clerk